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5                   UNITED STATES DISTRICT COURT  
6                   EASTERN DISTRICT OF WASHINGTON

7 NORMA GONZALEZ,

8                   Plaintiff,

9                   v.

10 CAVALRY PORTFOLIO  
11 SERVICES, LLC, and THE LAW  
12 OFFICES OF NANCY SMITH,

13                   Defendants.

NO. CV-05-035-RHW

**ORDER STRIKING HEARING  
AND GRANTING DISMISSAL**

14                 Before the Court is the Stipulation of Voluntary Dismissal with Prejudice  
15 (Ct. Rec. 11), which was filed on August 1, 2005. Timothy Durkop filed a  
16 Declaration of Counsel Regarding Missed Hearing and Dismissal (Ct. Rec. 12),  
17 outlining the reasons dismissal was not filed in April. The Court has reviewed the  
18 Stipulation and Declaration and finds the matter should be dismissed.

19                 Accordingly, **IT IS HEREBY ORDERED:**

- 20                  1. The hearing on **Monday, August 29, 2005, at 10:00 a.m.** is stricken.  
21                  2. The Court Dismisses the Complaint as outlined in the Stipulation of  
22 Voluntary Dismissal (Ct. Rec. 11).

23                  **IT IS SO ORDERED.** The District Court Executive is directed to enter this  
24 Order and forward copies to counsel and **close** the file.

25                  **DATED** this 11<sup>th</sup> day of August 2005.

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27                   s/ ROBERT H. WHALEY  
28                   Chief United States District Court Judge

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